

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

3

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID THOMAS MATUSIEWICZ,
LENORE MATUSIEWICZ, and
AMY GONZALEZ,

Defendants.

Criminal Action No. 13-
(Sealed)

83-UNA

REDACTED

INDICTMENT

The Grand Jury for the District of Delaware charges that:

I. GENERAL ALLEGATIONS COMMON TO ALL COUNTS

1. DAVID THOMAS MATUSIEWICZ and AMY GONZALEZ are the biological children of THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ (hereinafter the "MATUSIEWICZ Family").

2. DAVID THOMAS MATUSIEWICZ and Christine Belford were married on or about October 13, 2001. They divorced on or about November 30, 2006.

3. During their five-year marriage, DAVID THOMAS MATUSIEWICZ and Christine Belford had three children, who will be referred to throughout this Indictment as Jane Doe 1, 2 and 3. Christine Belford also had a child from a previous marriage, who will be referred to as Jane Doe 4.

4. During and after the divorce proceedings, DAVID THOMAS MATUSIEWICZ and Christine Belford engaged in a custody dispute regarding Jane Doe 1, 2 and 3.

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5. On or about February 13, 2007, the Family Court of the State of Delaware awarded DAVID THOMAS MATUSIEWICZ and Christine Belford joint custody of Jane Doe 1, 2 and 3.

6. On or about August 26, 2007, DAVID THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ kidnapped Jane Doe 1, 2 and 3 and fled Delaware and the United States.

7. On or about September 28, 2007, the Family Court of the State of Delaware awarded Christine Belford temporary sole custody of the children ("Custody Order"), and ordered DAVID THOMAS MATUSIEWICZ to have no contact with Christine Belford and Jane Doe 1, 2 and 3 until further order from the court. On or about November 21, 2008, the Family Court finalized the Custody Order and further stated, "[t]he restrictions on David Matusiewicz's contact with the parties' children remain in effect."

8. In or around March 2009, U.S. federal law enforcement agents located DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and Jane Doe 1, 2 and 3 in Nicaragua. DAVID THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ were arrested and transported to Delaware.

9. Jane Doe 1, 2 and 3 were returned to the custody of Christine Belford. The children, Christine Belford, and Jane Doe 4 thereafter resided in New Castle County, Delaware.

10. After the commencement of federal criminal proceedings against him, DAVID THOMAS MATUSIEWICZ accused Christine Belford of sexually abusing Jane Doe 1 and physically abusing and neglecting Jane Doe 1, 2 and 3.

11. On or about September 3, 2009, DAVID THOMAS MATUSIEWICZ pled guilty in the United States District Court for the District of Delaware to one count of international

parental kidnapping, in violation of Title 18, United States Code, Section 1204(a), and one count of bank fraud, in violation of Title 18, United States Code, Section 1344.

12. On or about September 10, 2009, LENORE MATUSIEWICZ pled guilty to Endangering the Welfare of a Child in the Superior Court of Delaware in and for New Castle County, and was ordered to have no contact with Christine Belford and Jane Doe 1, 2 and 3.

13. On or about December 10, 2009, DAVID THOMAS MATUSIEWICZ was sentenced to a term of imprisonment by the United States District Court for the District of Delaware. During the sentencing hearing, the District Court indicated that DAVID THOMAS MATUSIEWICZ's claim that Christine Belford sexually abused Jane Doe 1 was not credible.

14. On or about January 8, 2010, Christine Belford filed a Petition for Termination of Parental Rights against DAVID THOMAS MATUSIEWICZ as to Jane Doe 1, 2 and 3 in the Family Court of the State of Delaware.

15. During the hearing on Christine Belford's Petition, which was held on seven separate days between November 10, 2010 and July 13, 2011, DAVID THOMAS MATUSIEWICZ again accused Christine Belford of sexually abusing Jane Doe 1.

16. On or about August 18, 2011, the Family Court of the State of Delaware terminated DAVID THOMAS MATUSIEWICZ's parental rights as to Jane Doe 1, 2 and 3 ("Termination Order"). In its Termination Order, the Family Court rejected, as "baseless" and "made up," the sexual abuse allegations made by DAVID THOMAS MATUSIEWICZ against Christine Belford.

17. On or about April 11, 2012, the Delaware Supreme Court affirmed the Termination Order terminating the parental rights as to Jane Doe 1, 2 and 3 of DAVID THOMAS MATUSIEWICZ.

18. On or about April 13, 2012, DAVID THOMAS MATUSIEWICZ was released from federal prison to a halfway house located in Texas.

19. On or about September 5, 2012, DAVID THOMAS MATUSIEWICZ was released from the halfway house and began a 5-year term of supervised release administered by the United States Probation Office for the Southern District of Texas.

COUNT 1
(Conspiracy)
18 U.S.C. § 371

20. The allegations contained in Paragraphs 1-19 of this Indictment are re-alleged and incorporated into this Count 1 as if set forth fully herein.

21. From in or around December 2009, through on or about February 15, 2013, in the District of Delaware and elsewhere, the defendants,

DAVID THOMAS MATUSIEWICZ,
LENORE MATUSIEWICZ, and
AMY GONZALEZ,

did knowingly and intentionally conspire and agree with each other and with THOMAS MATUSIEWICZ, a now-deceased co-conspirator, and with other individuals known to the Grand Jury, to commit offenses against the United States, namely:

- a. Interstate Stalking by traveling in interstate commerce from Texas to Delaware, with the intent to kill and injure and harass and to place under surveillance with intent to kill and injure and harass and intimidate, and in the course of, and as a result of, such travel did place in reasonable fear of the death of, and serious bodily injury to, and did cause substantial emotional distress to, Christine Belford, a member of the immediate family of Christine Belford, and the spouse or intimate partner of Christine

Belford, in violation of Title 18, United States Code, Sections 2261A(1) and 2261(b);

- b. Cyberstalking, with the intent to kill and injure and harass, and place under surveillance with intent to kill and injure and harass and intimidate and cause substantial emotional distress to a person, to wit, Christine Belford and Jane Doe 1, 2, 3 and 4, in another State, to wit, Delaware, and with the intent to place a person, to wit, Christine Belford and Jane Doe 1, 2, 3 and 4, in another State, to wit, Delaware, in reasonable fear of the death of and serious bodily injury to Christine Belford, a member of the immediate family of Christine Belford, and the spouse or intimate partner of Christine Belford, by using the mail, any interactive computer service, and any facility of interstate or foreign commerce, to engage in a course of conduct that caused substantial emotional distress to, and placed in reasonable fear of the death of, and serious bodily injury to, Christine Belford, a member of the immediate family of Christine Belford, and the spouse or intimate partner of Christine Belford, in violation of Title 18, United States Code, Sections 2261A(2)(A) and (B), 2261(b) and 2.

All in violation of Title 18, United States Code, Section 371.

OBJECT OF THE CONSPIRACY

22. It was the object of the conspiracy for the defendants, DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and AMY GONZALEZ, and now-deceased co-conspirator THOMAS MATUSIEWICZ, and other individuals known to the Grand Jury, to use the mail, interactive computer services and facilities of interstate and foreign commerce, and for

DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and THOMAS MATUSIEWICZ to travel in interstate commerce, with the intent to kill and injure and harass and place under surveillance with the intent to kill and injure and harass and intimidate Christine Belford and members of her immediate family, including Jane Doe 1, 2, 3 and 4, and the spouse or intimate partner of Christine Belford, and in the course of, or as a result of said conduct, to cause substantial emotional distress to, and place in reasonable fear of the death of, and serious bodily injury to Christine Belford and members of her immediate family, including Jane Doe 1, 2, 3 and 4, and the spouse or intimate partner of Christine Belford.

MANNER AND MEANS OF THE CONSPIRACY

23. The manner and means by which the defendants, DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and AMY GONZALEZ, and now-deceased co-conspirator THOMAS MATUSIEWICZ, and other individuals known to the Grand Jury, sought to accomplish the conspiracy included waging a multi-pronged campaign designed to surveil and disseminate false and defamatory information about Christine Belford and Jane Doe 1, 2, 3 and 4. The campaign used, among other things, the following tools:

a. Various Internet applications, including YouTube, Facebook, other websites, and email services, which accused Christine Belford of, among other things: sexual abuse against Jane Doe 1 and physical abuse and parental neglect against Jane Doe 1, 2, and 3; suffering from mental health issues, and committing other crimes, such as poisoning LENORE MATUSIEWICZ, and threatening to sell Jane Doe 1, 2 and 3 for a sum of money;

b. The United States Mail and other means that accused Christine Belford of, among other things, sexual abuse against Jane Doe 1 and physical abuse and parental neglect against Jane Doe 1, 2 and 3; suffering from mental health issues; committing other crimes, such

as poisoning LENORE MATUSIEWICZ, and threatening to sell Jane Doe 1, 2 and 3 for a sum of money;

c. Recruitment, employment and direction of various individuals, including [REDACTED], [REDACTED], [REDACTED], [REDACTED], and [REDACTED], to obtain and provide to the MATUSIEWICZ Family personal and private information related to Christine Belford and Jane Doe 1, 2, 3 and 4, such as license plate numbers for cars parked outside Christine Belford's residence, information related to Christine Belford's spouse and intimate partners, and photographs of Christine Belford's home.

OVERT ACTS

24. In furtherance of the conspiracy, the following overt acts, among others, were committed in the District of Delaware and elsewhere:

A. Overt Acts Committed in 2009

25. On or about December 22, 2009, twelve days after his criminal sentencing for kidnapping Jane Doe 1, 2 and 3, DAVID THOMAS MATUSIEWICZ wrote a letter to AMY GONZALEZ from federal prison directing AMY GONZALEZ to coordinate the following activities against Christine Belford:

I'm done playing Mr. Nice Guy...Lastly, if nothing changes during January (a typical 'low' month for Christine) please begin making complaints anonymously and repeatedly to DYFS. Ask [REDACTED], [REDACTED], [REDACTED] (the good Christine!) and any one you trust to help. Also make sure [REDACTED]'s website is up and has the true story on it and is well publicized. Sorry I can't help much from in here. . . .

26. In or around December 2009, LENORE MATUSIEWICZ caused [REDACTED] to post to the Internet a webpage, "A Grandmother's Impossible Choice and a Father's Willingness to Risk Everything In Order to Rescue His Three Little Girls" (the "GIC Webpage"). The GIC Webpage was included on a website located at "www.jonbenetstruehistory.com," which [REDACTED] operated.

The GIC webpage accused Christine Belford of, among other things, sexual abuse against Jane Doe 1, and physical abuse and parental neglect against Jane Doe 1, 2 and 3.

B. Overt Acts Committed in 2010

27. On or about February 7, 2010, AMY GONZALEZ sent an e-mail to [REDACTED] that requested assistance locating Barbara Walters' address to send her information about LENORE MATUSIEWICZ's "Grandma's Choice."

28. On or about October 27, 2010, LENORE MATUSIEWICZ mailed the Family Court Guardian Ad Litem for Jane Doe 1, 2 and 3 a letter that repeated the sexual abuse allegations against Christine Belford, and referred to a "Grandmother's Impossible Choice."

29. On or about October 29, 2010, LENORE MATUSIEWICZ mailed the Family Court Guardian Ad Litem for Jane Doe 1, 2 and 3 a letter that detailed the abuse allegations against Christine Belford, and claimed that Christine Belford suffered from multiple personality disorder.

30. On or about November 18, 2010, AMY GONZALEZ sent an e-mail to [REDACTED] that repeated, among other things, the sexual abuse allegations against Christine Belford and referred to a "Grandmother's Impossible Choice."

C. Overt Acts in 2011

31. On or about January 8, 2011, LENORE MATUSIEWICZ and AMY GONZALEZ purported to undergo polygraph examinations, which the MATUSIEWICZ Family later claimed corroborated their allegations that Christine Belford had sexually abused Jane Doe 1.

32. In or around January 2011, AMY GONZALEZ provided DAVID THOMAS MATUSIEWICZ a letter that informed DAVID THOMAS MATUSIEWICZ the polygraph results had been mailed to twenty people.

33. On or about January 18, 2011, LENORE MATUSIEWICZ mailed [REDACTED] (a person known to Christine Belford) a letter that accused Christine Belford of, among other things, sexual abuse against Jane Doe 1.

34. By on or about January 20, 2011, DAVID MATUSIEWICZ and LENORE MATUSIEWICZ caused the GIC Webpage, which identified Christine Belford and Jane Doe 1, 2, 3 and 4 by their actual names, to state: "Actual names were used by the request and with the permission of David Matusiewicz."

35. On or about January 23, 2011, AMY GONZALEZ created a YouTube account under the username "22agonzalez."

36. On or about January 23, 2011, AMY GONZALEZ sent an email to a person unknown to the Grand Jury seeking assistance in uploading to "www.youtube.com" a surreptitiously recorded surveillance video of Christine Belford and Jane Doe 1, 2 and 3, and the results of the January 2011 polygraph examination of AMY GONZALEZ, during which examination AMY GONZALEZ claimed that Christine Belford abused Jane Doe 1.

37. On or about March 20, 2011, a YouTube user named "voice4dvoiceless" posted two videos entitled "Don't Hurt Me Mommy" and "Another Unresolved Delaware Child Abuse Case" to "www.youtube.com." The YouTube videos were time-stamped March 11, 2006, and depicted Christine Belford and Jane Doe 1, 2 and 3 playing outside a residence.

38. On or about April 16, 2011, a YouTube user named "voice4dvoiceless" posted a video to "www.youtube.com," entitled "Another Unsolved Delaware Abuse Case." The YouTube video depicted the same surveillance recording of Christine Belford and Jane Doe 1, 2 and 3, discussed in paragraphs 36-37, as well as the results of the January 8, 2011 polygraph examinations of LENORE MATUSIEWICZ and AMY GONZALEZ, during which

examinations LENORE MATUSIEWICZ and AMY GONZALEZ claimed that Christine Belford abused Jane Doe 1.

39. Sometime after these videos were uploaded onto "www.youtube.com," the YouTube username "22agonzalez" posted numerous false and defamatory electronic messages against Christine Belford on the message board associated with the YouTube videos previously described. One specific electronic message posted for the April 16, 2011 video by "22agonzalez" directed people to go to the GIC Webpage to learn the "true history of this case" against Christine Belford.

40. Sometime after these videos were uploaded onto "www.youtube.com," the YouTube username "senorafra" posted an electronic message on the message board associated with the YouTube videos previously described. The electronic message stated, in part, "You don't know what goes on behind closed doors—molestation, poisoning, cruelty. Go to: JONBENETSTRUECASEHISTORY.COM click on 'GRANDMOTHER'...."

41. In or around May 2011, [REDACTED] became Facebook "friends" with Christine Belford, and as a result was granted access to Christine Belford's private Facebook profile. [REDACTED] began receiving private updates from Christine Belford about Belford's personal life and the personal lives of Jane Doe 1, 2, 3 and 4. [REDACTED] was a high school friend of DAVID THOMAS MATUSIEWICZ and AMY GONZALEZ.

42. On or about May 28, 2011, THOMAS MATUSIEWICZ mailed the Guardian Ad Litem for Jane Doe 1, 2 and 3 a letter that detailed personal information about Christine Belford's spouse.

43. On or about June 21, 2011, DAVID THOMAS MATUSIEWICZ sent an email to THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ that listed the school addresses and the name of the church that Jane Doe 1, 2 and 3 attended. The email stated:

Letters with our allegations of abuse should go to each of these people so that possibly [Jane Doe 1] will open up to one of them. And, God forbid, Chris is still sexually molesting them, maybe [Jane Doe 2 or 3] will open up about mommy's little secret to one of their teachers.

44. On or about June 21, 2011, THOMAS MATUSIEWICZ sent an email to AMY GONZALEZ, which provided, among other things, Jane Doe 2's school information and requested that AMY GONZALEZ forward the information to DAVID THOMAS MATUSIEWICZ.

45. On or about June 23, 2011, an unsigned letter was mailed to Jane Doe 2's school that claimed Christine Belford was sexually abusing Jane Doe 1 and physically abusing Jane Doe 2 and 3. The letter also directed school officials to the GIC Webpage.

46. On or about June 27, 2011, a second letter was mailed to Jane Doe 2's school by THOMAS MATUSIEWICZ, which claimed that Christine Belford was sexually abusing Jane Doe 1 and physically abusing Jane Doe 2 and 3.

47. On or about July 6, 2011, THOMAS MATUSIEWICZ mailed the same letters referenced in paragraphs 45-46 to officials at the church in Wilmington, Delaware attended by Christine Belford and her children.

- a. On or about September 14, 2011, after learning of the July 6, 2011, letter sent to her church, Christine Belford sent an email to an administrator at her church, which stated:

...I am sorry to bring you,..., or the parish into this situation, but I am trying to protect the girls, and my

personal reputation as well as I can...I specifically did not offer to help at the church this year because of the allegations the Matusiewicz family has raised against me. Although absolutely false, I think the church has enough to contend with from the past history of abuses and much healing ahead. I don't want to contribute negatively to that healing process, even though I have never abused any children, my own or any others. Thanks for your offer of assistance and blessing. I understand 'God never gives you more than you can handle.' I just wonder at times, what can I possibly be preparing for? Only time will tell. I trust that the Lord has a plan and design for me and the children. Until then, I pray and wait as patiently as I can, under the circumstances.

48. In or around August 2011, the same month that DAVID THOMAS MATUSIEWICZ's parental rights were terminated by the Family Court of the State of Delaware, LENORE MATUSIEWICZ mailed a letter to Jane Doe 1's school that contained the polygraph results for LENORE MATUSIEWICZ and AMY GONZALEZ, during which examinations LENORE MATUSIEWICZ and AMY GONZALEZ claimed that Christine Belford abused Jane Doe 1.

49. On or about August 18, 2011, [REDACTED], without Christine Belford's knowledge or permission, sent an email to AMY GONZALEZ attaching a photograph of Jane Doe 1, and stated, "please copy & send to dave! :) love u all!!!! remember shhhhhhhhh!!!!...LOL."

50. On or about August 27, 2011, AMY GONZALEZ sent an email to CNN entitled, "THE TRUTH ABOUT DAVID MATUSIEWICZ AND HIS CHILDREN." The email contained two attachments that referenced the abuse allegations against Christine Belford.

51. In or around September 2011, THOMAS MATUSIEWICZ requested that [REDACTED], a real estate agent in Delaware, provide him with personal information regarding Christine Belford.

52. In or around October 2011, THOMAS MATUSIEWICZ and AMY GONZALEZ requested that [REDACTED] and [REDACTED] friends of the MATUSIEWICZ Family, drive across state lines to conduct physical surveillance of Christine Belford's New Castle County residence and provide them with information about that residence and those seen at the home.

53. On or about October 8, 2011, LENORE MATUSIEWICZ sent an email thanking [REDACTED] for providing THOMAS MATUSIEWICZ and her with information about Christine Belford, her residence, and information observed at the home. The email, which was copied to AMY GONZALEZ, read, in part: "Hi! If you ever decide to give up selling houses and go into private investigation, Tom and I will give you absolutely glowing references!"

54. On or about October 22, 2011, [REDACTED] placed a telephone call to AMY GONZALEZ to report that she, along with [REDACTED], drove past Christine Belford's home, and recorded a license plate number for a car that was parked outside of Christine Belford's home.

55. On or about October 22, 2011, AMY GONZALEZ sent an email to [REDACTED] and [REDACTED] that stated: "THANKS FOR TODAY! YOU ARE THE BESTEST FRIENDS THAT WE COULD EVER HAVE!"

56. In or around November 2011, THOMAS MATUSIEWICZ asked [REDACTED] to drive past the residence of the attorney who represented Christine Belford in her 2009 civil suit against the MATUSIEWICZ Family. [REDACTED] refused to do so.

57. On or about November 14, 2011, LENORE MATUSIEWICZ mailed a letter to Christine Belford, which informed Christine Belford that if anything happens to DAVID THOMAS MATUSIEWICZ in prison it will be Christine Belford's "fault." The letter further accused Christine Belford of sending "Godiva Chocolatier catalogs" to LENORE MATUSIEWICZ's Texas home, which LENORE MATUSIEWICZ viewed as a "threat."

- a. Christine Belford responded by mailing letters to DAVID THOMAS MATUSIEWICZ (on November 21, 2011) and THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ (on November 28, 2011) requesting, in part, that THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ have no contact or communications with her or Jane Doe 1, 2 and 3.
- b. Also on or about November 28, 2011, in an email to her Family Court attorney, Christine Belford stated, in part:

David has nothing to lose at this point, he has lost everything. He may allow me to survive to suffer. I may survive long enough to watch the girls be harmed. I may even go missing. All of this could be possibilities.

58. On or about December 1, 2011, THOMAS and LENORE MATUSIEWICZ traveled from Texas to Christine Belford's residential development in New Castle County, Delaware. THOMAS MATUSIEWICZ and [REDACTED], a private investigator previously hired by the MATUSIEWICZ Family to conduct surveillance on Christine Belford and her children, walked onto Christine Belford's property and knocked on the front door. After being told by [REDACTED] to leave the property or the police would be called, THOMAS MATUSIEWICZ and [REDACTED] left the property. [REDACTED], who at the time was home alone with Jane Doe 1, 2, 3 and 4, immediately notified Christine Belford at her place of employment.

- a. On December 2, 2011, Christine Belford sent an email to her Family Court attorney about the incident:

Work gave me the day off with pay, filled out a 10 pg report, and told me they would call me about my schedule. They are involved because [REDACTED] had me paged at store to let me know when everything happened, and I went right into PSTD [sic] and

couldn't continue with my job after everything started in motion. Somehow I think I have lost that job...I am selling the house.

59. On or about December 12, 2011, [REDACTED] sent two emails to THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ that contained the real estate listing for Christine Belford's home, which was about to come onto the real estate market. The email contained Christine Belford's seller's disclosure and pictures of various rooms inside her home, including the children's bedrooms.

D. Overt Acts in 2012

60. On or about April 24, 2012, [REDACTED], without Christine Belford's knowledge or permission, transmitted an email to AMY GONZALEZ informing her that Christine Belford recently told [REDACTED] that she was having nightmares about DAVID THOMAS MATUSIEWICZ's release from federal prison.

61. On or about May 1, 2012, [REDACTED] and AMY GONZALEZ exchanged a series of emails. In regard to surveilling Christine Belford, AMY GONZALEZ stated, "She [Christine Belford] wants to appear unpredictable but we are actually learning how to predict her next moves...." [REDACTED] responded, in part, "That's true! Long as I can still talk with the girls [Jane Doe 1, 2 and 3] and try to keep some info on them I don't care what she does! Lol...."

62. On or about June 25, 2012, DAVID THOMAS MATUSIEWICZ sent a letter to Christine Belford requesting information about Jane Doe 1, 2 and 3. The letter stated, in part, "My multiple attempts to gain information since your November 21, 2011 correspondence must have been lost in the mail."

- a. On or about June 25, 2012, in response to DAVID THOMAS MATUSIEWICZ's request, Christine Belford mailed a "No Contact" letter to DAVID THOMAS MATUSIEWICZ and AMY GONZALEZ. In

her letter, Christine Belford stated, "Your past behaviors have scarred the children enough, no need to inflict additional harm."

63. On or about June 29, 2012, DAVID THOMAS MATUSIEWICZ sent an email to a person known to the Grand Jury, which stated:

Sitting in my sister's home in Edinburg, Texas, licking my wounds and looking forward to the next battle to get my daughters safe from their abusive mother. Who would've thunk I'd be the first doc in the family and the first felon. Figures, it'd be due to a woman!

64. On or about July 6, 2012, DAVID THOMAS MATUSIEWICZ sent an email to [REDACTED], which stated:

had certified letter from Chris waitin for me when i got home today!

'DO NOT CONTACT ME, [Jane Doe 1, 2 and 3] in any form.'

blah, blah, blah

like i'll ever stop tryin to see my children?

65. On or about July 9, 2012, DAVID THOMAS MATUSIEWICZ sent an email to [REDACTED], which stated, in part, the following about Christine Belford: "hard to believe this worthless [****] was my wife once and that i fathered her kids...."

66. On or about July 27, 2012, at approximately 9:33 a.m., [REDACTED] without Christine Belford's knowledge or permission, sent an email to DAVID THOMAS MATUSIEWICZ that stated, in part:

Got a message from chris [Belford] late last night from fb [Facebook]! She put her page back up for a bit . . . she is dating a new guy now! 29 yrs old! Lol she said he's a cutie pie and hopes it becomes serious!!! Lol!

67. On or about July 27, 2012, DAVID THOMAS MATUSIEWICZ sent another email to AMY GONZALES and LENORE MATUSIEWICZ. Attached to the email was a digital

photograph of Christine Belford and Jane Doe 1, 2, 3 and 4. This picture had been recently posted to Christine Belford's private Facebook page.

68. On or about August 3, 2012, DAVID THOMAS MATUSIEWICZ sent an email to [REDACTED], which stated:

there has been a private investigator watching my children since they were returned to their abusive mother's care

multiple friends, patients, etc, have seen the girls and kept in touch with them to see how they're doing...

i was a well respected eye physician in the community where my children live

wouldn't you take advantage of all your contacts if you were me?

69. On or about August 5, 2012, DAVID THOMAS MATUSIEWICZ sent an email to [REDACTED], which stated:

so far no one's got any problem with what i did to protect my daughters

just seems the ex has all the public backing and has the DE courts/lawyers snowed

time to fix that...

70. On or about August 13, 2012, [REDACTED] provided DAVID THOMAS MATUSIEWICZ with the username and password to her Facebook account, so that DAVID THOMAS MATUSIEWICZ could covertly gain access to Christine Belford's private Facebook profile. As [REDACTED] did so, she wrote in emails to DAVID THOMAS MATUSIEWICZ: "do u know how to maneuver around fb [Facebook]??..is amy there?? Maybe she can help u??" and "let me know when ur done or if u need me...if anyone message u just don't answer." DAVID THOMAS MATUSIEWICZ wrote in an email in response: "this will be between u & me only."

71. On or about September 4, 2012, DAVID THOMAS MATUSIEWICZ wrote in an email to a person known to the Grand Jury:

Yep. Everyone abandoned Delaware after I was so rudely mistreated there! Also, the ex was there still making trouble for everyone. Easier to leave the area and Dad & Amy were looking into moving south for a while anyway.

Everyone's as fine as they can be. Still fighting with the court to be 'allowed' to see/parent my children. Most of the bar maggots, excuse me, attorneys seem more interested in padding their wallets than in justice for a father and his children. One way or another I'll see my girls again.

72. In or around September 2012, the same month of his release from the halfway house and the start of his 5-year supervised release term, DAVID THOMAS MATUSIEWICZ requested permission from the United States Probation Office to travel to "New Jersey." The United States Probation Office denied this request, and informed DAVID THOMAS MATUSIEWICZ that probationers were normally precluded from traveling outside the supervising district during the first 60 days of their supervised release.

73. On or about September 11, 2012, [REDACTED] sent an email to THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ that discussed driving past Christine Belford's residence and recording a license plate number:

Hi Lee and Tom:

Just Returned to office and wanted to send you a quick email before I leave for day. Drove past [Christine Belford's residence]. Garage door up. There was one vehicle inside and I was able to copy down the Delaware tag PC xxxxx. Sending it over to you. Don't know whether it will help. Didn't see anyone around. Grass looks cut. There was no for sale sign out front. There was a white car parked out on the street (next to the curb), but I really couldn't tell if it belonged to next door.

74. On or about September 30, 2012, DAVID THOMAS MATUSIEWICZ created a Facebook account – under the username "David T. Matusiewicz." In the "About Me" section for

his "David T. Matusiewicz" Facebook account, DAVID THOMAS MATUSIEWICZ wrote: "Nationally top-ranked optometrist turned federal felon (?) after 'abducting' his daughters from their mother, Christine Belford, who was [sexually abusing Jane Doe 1]."

75. On or about October 4, 2012, DAVID THOMAS MATUSIEWICZ sent an email to AMY GONZALEZ regarding obtaining custody of his children and, stating, in part, "don't worry! I'll give up once i've drawn my last breath! NOT BEFORE!!!"

76. On or about October 9, 2012, DAVID THOMAS MATUSIEWICZ sent an email informing [REDACTED], in part, that he had "many people watching" Jane Doe 1, 2 and 3.

77. On or about October 15, 2012, DAVID THOMAS MATUSIEWICZ began to reside with THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ in a small home in Edcouch, Texas.

78. On or about November 1, 2012, DAVID THOMAS MATUSIEWICZ sent an email to AMY GONZALEZ regarding her child, writing: "prepare yourself to be managing 4 by this time in 2013"

79. On or about November 4, 2012, DAVID THOMAS MATUSIEWICZ created another Facebook account, this one under the username "Jan Smythe," and conducted searches for Christine Belford on Facebook using this fictitious account.

80. On or about November 5, 2012, exactly 60 days after the commencement of his supervised release term, DAVID THOMAS MATUSIEWICZ made a second request to travel to "Manahawkin, NJ." This request was also denied.

81. On or about November 9, 2012, DAVID THOMAS MATUSIEWICZ filed a petition in the Family Court of the State of Delaware to reduce the monthly child support arrearage payments he owed to Christine Belford.

82. On or about December 20, 2012, THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ sent an email to [REDACTED] regarding Christine Belford, which stated, in part:

Thank you again for ALL your kindness and help for our family.
We need to ALWAYS keep tabs on 'our girls well being'...
[Christine Belford] is SCUM ... AND ... WILL ALWAYS BE
SUCH!!!

83. On or about January 8, 2013, DAVID THOMAS MATUSIEWICZ submitted a written request to the United States Probation Office asking permission to travel from Texas to Delaware for a February 11, 2013, Family Court of the State of Delaware hearing on his petition to reduce child support arrearage payments. DAVID THOMAS MATUSIEWICZ left blank the section of the form seeking the names of "persons traveling with you." This request was approved.

84. On or about January 15, 2013, DAVID THOMAS MATUSIEWICZ sent an email to AMY GONZALEZ notifying her that "...we'll be heading north 2/4-2/14."

85. On or about January 16, 2013, THOMAS MATUSIEWICZ received a United States Department of Veterans Affairs booklet entitled "Federal Benefits for Veterans, Dependents and Survivors" on which was written: "Vets Funeral Arrangements" and "Tom Matusiewicz Rec'd 1/16/2013" and "my military number [xxxxxx]." This booklet was later found in the common living area of the Edcouch, Texas residence shared by DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and THOMAS MATUSIEWICZ.

86. On or about January 16, 2013, a list of Veterans Administration cemeteries was printed out and subsequently found in the common living area of the Edcouch, Texas residence shared by DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and THOMAS MATUSIEWICZ.

87. On or about January 17, 2013, a Hewlett Packard Pavilion laptop computer, which was later found in a vehicle used by DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ and THOMAS MATUSIEWICZ, was used to conduct Internet searches for Sray Webster funeral home, located in Bridgeton, New Jersey.

88. Prior to their departure for Delaware in February 2013, THOMAS MATUSIEWICZ handwrote a note to "AMY" that provided combinations for locked compartments in and around his and LENORE MATUSIEWICZ and DAVID THOMAS MATUSIEWICZ's residence and instructions relating to his property, including his firearms. The note also stated, in part, the following three items:

ALL MY GUNS TAKE THEM/PROTECT THEM...THEY WILL
BE YOUR ONLY FREEDOM IN THE COMING YEARS
UNDER WHAT WAS ONCE MY GOV'T. WHEN GOV'T
TAKES YOUR GRANDCHILDREN AWAY IT CEASES THEN
BEING YOUR GOV'T

VA BOOKS – IMPORTANT INFOR 4 YOU

HOPEFULLY WE CAN END THIS BS NOW – UP TO DAVE

89. From on or about February 4, 2013, to on or about February 7, 2013, DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ, and THOMAS MATUSIEWICZ traveled from their Edcouch, Texas residence to the Delaware Valley in two vehicles – a silver Honda Civic and a white Honda CRV – that contained numerous weapons, ammunition, restraints, an electric shock device, several gas cans, a shovel, and photographs of Christine Belford's children and residence.

90. From on or about February 7, to on or about February 10, 2013, the MATUSIEWICZ Family spent much of this time period in New Jersey visiting relatives. As they were leaving on or about February 10, 2013, THOMAS MATUSIEWICZ provided a .45

caliber semi-automatic Glock 21 handgun, which was registered to DAVID THOMAS MATUSIEWICZ, to one of his relatives.

91. On the morning of February 11, 2013, DAVID THOMAS MATUSIEWICZ, accompanied by THOMAS MATUSIEWICZ, drove the white Honda CRV he had traveled in from Texas to the parking garage of a hotel in downtown Wilmington, Delaware near the New Castle County Courthouse ("Courthouse"). The vehicle contained ammunition, a military style knife, restraints of progressively smaller sizes, a bullet proof vest, an electric shock device, binoculars, and photographs of Christine Belford's children and residence. DAVID THOMAS MATUSIEWICZ backed the car into a parking space on the ground level near the hotel's garage entrance.

92. DAVID THOMAS MATUSIEWICZ and THOMAS MATUSIEWICZ, who was carrying a .45 caliber semi-automatic Glock 21 handgun on his person, entered the lobby of the Courthouse at approximately 7:32 a.m.

93. After entering the outer lobby of the Courthouse, DAVID THOMAS MATUSIEWICZ entered into the line of persons waiting to pass through the Courthouse security screening area, while THOMAS MATUSIEWICZ moved about the outer lobby of the courthouse, occasionally approaching and talking with DAVID THOMAS MATUSIEWICZ.

94. At approximately 8:00 a.m., Christine Belford and [REDACTED], a friend who had accompanied Christine Belford to the Courthouse that morning, entered the outer lobby of the Courthouse through the revolving door. Within seconds of their entry, THOMAS MATUSIEWICZ walked directly up to Christine Belford, raised a handgun to her chest, and shot her multiple times, striking her in the chest and arm, and killing her.

95. THOMAS MATUSIEWICZ next shot and killed [REDACTED] and exchanged gun fire with Capitol Police Officers in the outer lobby of the Courthouse. During this exchange, THOMAS MATUSIEWICZ shot and injured two Capitol Police officers. Capitol Police Officers returned fire at THOMAS MATUSIEWICZ, striking him in the chest before he took his own life with a self-inflicted gunshot to the head.

96. On or about February 15, 2013, the Family Court of the State of Delaware received a petition for custody (hereinafter "the Custody Petition") from AMY GONZALEZ for Jane Doe 1, 2 and 3. The Custody Petition included a check made payable to the Family Court of the State of Delaware in the amount of \$80.00. The check was dated February 12, 2013.

All in violation of Title 18, United States Code, Section 371.

COUNT 2
(Interstate Stalking)
18 U.S.C. §§ 2261A(1), 2261(b) & 2

97. The allegations contained in Paragraphs 1-58 of this Indictment are re-alleged and incorporated into this Count 2 as if set forth fully herein.

98. From in or around November 2011, through on or about December 1, 2011, in the District of Delaware and elsewhere, the defendant, LENORE MATUSIEWICZ, traveled in interstate commerce with the now-deceased THOMAS MATUSIEWICZ from Texas to Delaware, with the intent to kill and injure and harass and to place under surveillance with intent to kill and injure and harass and intimidate another person, and in the course of, and as a result of, such travel did place in reasonable fear of the death of, and serious bodily injury to, and did cause substantial emotional distress to, Christine Belford, a member of the immediate family of Christine Belford, and the spouse or intimate partner of Christine Belford, in violation of Title 18, United States Code, Sections 2261A(1), 2261(b) and 2.

COUNT 3
(Interstate Stalking)
18 U.S.C. §§ 2261A(1), 2261(b) & 2

99. The allegations contained in Paragraphs 1-96 of this Indictment are re-alleged and incorporated into this Count 3 as if set forth fully herein.

100. From on or about February 4, 2013, through on or about February 11, 2013, in the District of Delaware and elsewhere, the defendants, DAVID THOMAS MATUSIEWICZ and LENORE MATUSIEWICZ, traveled in interstate commerce with the now-deceased THOMAS MATUSIEWICZ from Texas to Delaware, with the intent to kill and injure and harass, and to place under surveillance with intent to kill and injure and harass and intimidate another person, and in the course of, and as a result of, such travel did place in reasonable fear of the death of, and serious bodily injury to, and did cause substantial emotional distress to, Christine Belford, and a member of the immediate family of Christine Belford, and did result in the death of Christine Belford, in violation of Title 18, United States Code, Sections 2261A(1), 2261(b) and 2.

COUNT 4
(Cyberstalking)
18 U.S.C. §§ 2261A(2), 2261(b) & 2

101. The allegations contained in Paragraphs 1-96 of this Indictment are re-alleged and incorporated into this Count 4 as if set forth fully herein.

102. From in or around December 2009, through on or about February 15, 2013, in the District of Delaware and elsewhere, the defendants, DAVID THOMAS MATUSIEWICZ, LENORE MATUSIEWICZ, and AMY GONZALEZ, with the intent to kill and injure and harass, and place under surveillance with intent to kill and injure and harass and intimidate and cause substantial emotional distress to a person, to wit, Christine Belford and Jane Doe 1, 2, 3 and 4, in another State, to wit, Delaware, and with the intent to place a person, to wit, Christine

Belford and Jane Doe 1, 2, 3 and 4, in another State, to wit, Delaware, in reasonable fear of the death of and serious bodily injury to Christine Belford, a member of the immediate family of Christine Belford, and the spouse or intimate partner of Christine Belford, used the mail, any interactive computer service, and any facility of interstate or foreign commerce, to engage in a course of conduct that caused substantial emotional distress to, and placed in reasonable fear of the death of, and serious bodily injury to, Christine Belford, a member of the immediate family of Christine Belford, and the spouse or intimate partner of Christine Belford, and did result in the death of Christine Belford, in violation of Title 18, United States Code, Sections 2261A(2)(A) and (B), 2261(b) and 2.

A TRUE BILL:

Foreperson

DAVID C. WEISS
Attorney for the United States
Acting Under Authority Conferred
by 28 U.S.C § 515

By: 

Jamie M. McCall
Assistant United States Attorney

By: 

Edward J. McAndrew
Assistant United States Attorney

Dated: August 6, 2013